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Attorneys for Plaintiffs
DAKAVIA MANAGEMENT CORP.;
MONTE VISTA ESTATES, LLC; and
LAMAR ESTATES, LLC

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

DAKAVIA MANAGEMENT CORP., an
Oregon Corporation; MONTE VISTA ESTATES,
LLC, a Colorado Limited Liability Company; and
LAMAR ESTATES, LLC, a Colorado Limited
Liability Company,

Plaintiffs,

v.

BRANDON BIGELOW, an individual, CURTIS
BIGELOW, an individual RICHARD A. GREEN, an
individual, RAZMIK ZAKARIAN, an individual,
INVIGORATE HEALTHCARE, INC., a California
Corporation, INVIGORATE HEALTHCARE, LLC,
a California Limited Liability Company,
INVIGORATE HEALTHCARE MANAGEMENT,
LLC, a California Limited Liability Company,
MONTE VISTA CARE HOLDINGS, LLC, a
California Limited Liability Company, LAMAR
HOLDINGS, LLC, a California Limited Liability
Company, LTC MANAGEMENT HOLDINGS,
LLC, a California Limited Liability Company, SNF
PAYROLL, LLC, a California Limited Liability
Company, SNF MANAGEMENT, LLC, a Delaware
Limited Liability Company, and CHAIM RASKIN,
an individual.

Defendants.

Case No.: 1:20-cv-00448-JLT-SKO

**JOINT STIPULATION TO
CONTINUE MAY 9, 2024,
SCHEDULING CONFERENCE;
ORDER**

Judge: Hon. Judge Sheila K. Oberto

**TO THE CLERK OF THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA:**

IT IS HEREBY STIPULATED by and between the Plaintiffs DAKAVIA MANAGEMENT CORP.; MONTE VISTA ESTATES, LLC; and LAMAR ESTATES, LLC, and Defendants RICHARD A. GREEN, and RAZMIK ZAKARIAN (hereafter collectively the “Parties”) that the Scheduling Conference scheduled for May 9, 2024, respectively be continued for at least 90 days (90) for the foregoing reasons.

(1) On March 1, 2024, the Court continued the Scheduling Conference in this matter until May 9, 2024. [Dkt. 137]

(2) On December 6, 2023, the Parties participated in a mediation with Judge Lesley Holland (ret.). Although the mediation was unsuccessful, the Parties have continued to engage in settlement discussions to seek a potential resolution.

(3) Pursuant to FRCP Rule 26(a)(1); FRCP Rule 26(f)(1), the Parties recently have met and conferred about the upcoming May 9, 2024, Initial Scheduling Conference. As part of those discussions, the Parties agree to and respectfully request a continuance of the current May 9, 2024, Scheduling Conference to permit the Parties additional time to continue settlement discussions, including the further evaluation and sharing of discovery documents informally, in an attempt to avoid further litigation in this matter. The parties believe that the additional time will be fruitful to avoid further costs and an effort to seek resolution.

Should a resolution not be reached, the Parties will present to the Court an efficient and realistic joint scheduling report for the Court’s approval seven days in advance of the new Scheduling Conference.

As an additional matter, counsel for Plaintiff is unavailable beginning May 13, 2024, in a trial scheduled for what is anticipated to be a 4- week trial in Los Angeles Superior Court until mid to late June 2024.

For the foregoing reasons, the Parties stipulate to continuing the Scheduling Conference by at least 90 days (90) as the court’s schedule may permit.

1 DATED: May 6, 2024

MURPHY, PEARSON, BRADLEY & FEENEY

2
3 By /s/ Bryan L. Saalfeld
4 Bryan L. P. Saalfeld
5 Hollyanne Gentile
6 Attorneys for Plaintiffs
7 DAKAVIA MANAGEMENT CORP.,
8 MONTE VISTA ESTATES, LLC &
9 LAMAR ESTATES, LLC

10 DATED: May 6, 2024

WHITNEY THOMPSON & JEFFCOACH LLP

11 By /s/Timothy Thompson
12 Timothy Thompson
13 Mandy Jeffcoach
14 Attorneys for Defendants
15 RICHARD A. GREEN, and RAZMIK ZAKARIAN

16 **ORDER**

17 **IT IS HEREBY ORDERED** that the Scheduling Conference scheduled for May 9, 2024, is
18 continued to **August 8, 2024, at 9:45 in Courtroom 7 (SKO) before Magistrate Judge Sheila K.**
19 **Oberto.** The parties shall file a joint scheduling report by at least seven days prior to the continued
20 Scheduling Conference.

21 IT IS SO ORDERED.

22 Dated: **May 6, 2024**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE